27 PROPOSED ORDER GRANTING DEFENDANTS' MOTION TO WITHDRAW DEFENDANTS' MOTION TO DISMISS AND TO STRIKE- I 00084964;1

KLEIN ZELMAN ROTHERMEL LLP 485 MADISON AVENUE, 15TH FLOOR NEW YORK, NEW YORK 10022 (212) 935-6020 the More Definite Statement. The Court, being fully advised, now therefore: IT IS HEREBY ORDERED that:

- a. Defendants' Expedited Motion to Withdraw Defendants' Motion to

 Dismiss the Amended First Amended Complaint and to Strike the More

 Definite Statement is GRANTED.
- Defendants are granted leave to renew such motion following the Court ordered submission of Plaintiff's amended pleading on or before July 29, 2007.

DATED this _____ day of _______, 2007.

Hon. Fred Van Sickle United States District Court Judge

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